

Docket No.: 66015(45120)
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Joacim Elmen et al.

Application No.: 10/587,775

Confirmation No.: 5202

Filed: June 10, 2008

Art Unit: 1635

For: MODIFIED SHORT INTERFERING RNA
(MODIFIED SIRNA)

Examiner: L. V. Wollenberger

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir/Madam:

In response to the restriction requirement of February 24, 2010 which did not set forth any particular groups for election, Applicant hereby elects for initial examination LNA, at position 10 calculated from the 5'-end, and beta-D-oxy-LNA, with traverse. Applicant notes that the election is made for the purpose of search. Upon indication of allowable matter, reconsideration will be requested.

Applicant submits that the claims do not lack unity as demonstrated by the Written Opinion that was provided with the application at the time of filing, and is provided herewith. Applicant submits that the preliminary amendment was substantially for the purpose of removing multiply dependent claims to conform to standard US practice. As the instant application is a US National Phase entry, the same standard should be used for determining unity as in the PCT application.

The afore-mentioned election is being made with traverse and solely to comply with, and be fully responsive to, the restriction requirement set forth in the Office

Action. The right to file one or more divisional applications on non-elected subject matter is reserved.

Early and favorable examination is requested.

FEE AUTHORIZATION

The Commissioner is authorized to charge the fee for a two (2) month extension of time to our Deposit Account, No. 04-1105, Reference 66015(45120). It is believed that no further fee is due with this response. However, if an additional fee is due, with this paper or any other paper filed by this Firm in relation to this application, the Commissioner is hereby authorized to charge the Deposit Account above, citing the Reference number. Any overpayment should be credited to said Deposit Account.

Dated: May 7, 2010

Respectfully submitted,
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